

Senate Bill No. 53:

A bill to be entitled an act to establish a rule of evidence for the proof of book accounts.

Was taken up and read the third time in full and put upon its passage.

Pending the consideration of which—

Mr. Harris moved to adjourn till 9 o'clock a. m. to-morrow.

Mr. Adams moved to adjourn.

The motion of Mr. Harris was agreed to.

Thereupon the Senate stood adjourned until 9 a. m. to-morrow.

### CONFIRMATIONS.

Hon. Wm. S. Graham, Tampa, Fla., to be Judge of the Criminal Court of Record for Hillsborough county, Fla., for the term of four years.

Hon. F. M. Simonton, Tampa, Fla., to be County Solicitor for Hillsborough county, Fla., for the term of four years.

TUESDAY, APRIL 16, 1901.

Senate met pursuant to adjournment.

The President in the Chair.

The roll being called, the following Senators answered to their names:

Mr. President, Messrs. Adams, Baker, Blitch, Broome, Butler, Carson, Cottrell, Crews, Crill, Denham, Dimick, Harris, Kirk, Law, Miller, Myers, McCaskill, McCreary, MacWilliams, Neel, O'Brien, Palmer, Peacock, Rogers, Rouse, Whidden, Sams, Wilson of 4th, Wilson of 7th and Wadsworth—31.

A quorum present.

Prayer by the Chaplain.

The reading of the Journal was dispensed with.

The Journal was corrected and approved.

Mr. Blitch asked that Mr. Williams be excused till Wednesday next.

Mr. Williams was excused.

### INTRODUCTION OF RESOLUTIONS.

Mr. Cottrell introduced the following resolution:

Whereas, Almighty God has, in his wisdom, seen fit to remove from this world the Honorable Thomas P. Chaires, late member of the Senate of the State of Florida; therefore, be it

Resolved, by the Senate, That the President be requested to appoint a committee, to consist of five Senators, who shall draft suitable resolutions in commemoration of the late Hon. Thomas P. Chaires, and be it further

Resolved, That the Senate set apart 4 o'clock p. m. Tuesday, April 23d, for the purpose of giving the members an opportunity to pay tribute to the memory of our deceased colleague.

Mr. Cottrell moved the adoption of the resolution.

Which was agreed to.

### INTRODUCTION OF BILLS.

By Mr. Palmer of 14th:

Senate Bill No. 124:

A bill to be entitled an act to provide for the holding of political primary elections in the State of Florida, and to provide penalties for the violation of the same.

Which was read the first time by its title and referred to the Committee on Privileges and Elections.

By Mr. Crill:

Senate Bill No. 125:

A bill to be entitled an act to provide for the apportionment and redistricting of the State of Florida into three Congressional districts.

Which was read the first time by its title and referred to the Joint Committee of the Senate and House of Representatives on Redistricting the State.

By Mr. Whidden:

Senate Bill No. 126:

A bill to be entitled an act to extend the time limit for the commencement and completion of the Alafia, Manatee and Gulf Coast Railway.

Which was read the first time by its title and referred to the Committee on Railroads.

By Mr. Butler:

Senate Bill No. 127:

A bill to be entitled an act to establish a State Board of Medical Examiners and to prescribe their duties and terms of office, to provide for a uniform system of medical examinations and certificates, to define the practice of medicine and surgery, and to fix penalties for violations of this act.

Which was read the first time by its title and referred to the Committee on Public Health.

By Mr. Adams:

Senate Bill No. 128:

A bill to be entitled an act to legalize and incorporate the town of Jennings, in the county of Hamilton, State of Florida, and to declare the incorporation of the town of Jennings valid and of full force and effect.

Which was read the first time by its title and referred to the Committee on City and County Organization.

## CONSIDERATION OF RESOLUTIONS.

House Concurrent Resolution No. 12

Resolved by the House of Representatives, Senate concurring, that a joint committee of five (5), three (3) on part of the House and two from the Senate, be appointed to take up, consider and report the most economical, practical and efficient manner of visiting and inspecting the different State Institutions, convict camps, canals, etc., of the State and report as early as practicable.

Was taken up and read a second time.

Mr. Adams moved to indefinitely postpone the resolution.

Which was agreed to.

Senate Concurrent Resolution No. 10:

Relative to the appointment of a committee from the Senate and House to investigate certain rumors concerning the leasing of convicts.

Was taken up and read a second time.

Mr. Myers moved that further consideration of the resolution be postponed till Thursday next.

Which was agreed to.

A message was received from the Governor.

The following communication from the Governor was read:

State of Florida,  
Executive Department,  
Tallahassee, Fla., April 16, 1901.

Hon. Thomas Palmer,

*President of the Senate:*

Sir—I have the honor to transmit herewith the accompanying information furnished by the Board of Commissioners of State Institutions.

Very respectfully,

W. S. JENNINGS,

Governor.

Executive Office,  
Board of Commissioners of State Institutions,  
April 15, 1901.

At a meeting of the Board of Commissioners of State Institutions, held this date, the following data relating to the lease of the State prisoners is furnished for the information of the Legislature:

In 1893, all the State prisoners were leased for \$21,000 per annum.

In 1897, all the State prisoners were leased for \$21,000 per annum, under Senate Concurrent Resolution No. 19, as follows:

"Resolved by the Senate, the House of Representatives concurring, that we recommend to the State Board of Institutions the advisability of accepting the bid now pending before their board made by Messrs. Cranford, West, Camp, Varnadoe & Co., for the hire of State convicts, for the next four years, at the price of \$21,000 per annum net to the State in accordance with the advertised bid."

Chapter 4710, Acts of 1899, contains the following in its preamble

"Whereas, the present system of leasing the convicts, deprives the State of thousands of dollars, as the lessees invariably pool their bid and secure them at a nominal sum, and sub-lease them at a big profit, and believing that if the lease system is to be continued, that under proper management same can be done in such a way that the State will receive a proper remuneration for the services of the convicts and that they will receive better and more civilized treatment."

Observing the above statutory enactment, and in order to prevent the formation of a combination to secure the lease of all of the State prisoners at a very low price, as had heretofore been done, and to secure to the State a proper remuneration for the lease and hire of the State prisoners, and to carry out the policy of the said Act of 1899, the Commissioner of Agriculture received tentative contracts as bids, subject to the approval of the Board of Commissioners of State Institutions, from responsible citizens of the State, all but one of whom are now working State convicts; such tentative contracts being in writing, and received as bids secured by deposit of certified checks, and received and entered into by the Commissioner of Agriculture with the distinct statement and understanding that each and all of them were under the law subject to the approval of the board.

These tentative contracts given as bids, provided for the

payment of \$100 per capita per annum, payable quarterly in advance, with proper provision for the safety and welfare of the convicts, and the protection of the best interests of the State, and were taken solely to secure the good faith of the bids. This method of securing bids was adopted by the Commissioner of Agriculture to secure the State against the pooling of bids to lease the State prisoners at a nominal sum for purposes of speculation and profit.

One of such tentative contract or secured bids was received from Messrs. Buttgenbach & Co. for 300 convicts; one from G. W. Varn for 80 convicts; one from L. B. Varn for 80 convicts; one from the Florida Naval Stores and Com-

In addition to these tentative contracts received as bids, seven other separate bids were received from, or on the part of, Messrs. W. N. Camp and E. N. West, all of which bids were below all other bids received, both in total and parcels of lots.

Up to this point the members of the Board supposed that the bid of \$100 per capita per annum was a fair price for the State to receive, as the members of the Board had information that the State prisoners heretofore leased by the State at a rate less than \$30 per capita per annum had been sub-leased at \$90 and \$108 per capita per annum, and as the repeated bids made by Messrs. Camp and West, who for a number of years have been lessees of the State prisoners were below the rate of \$100 per capita per annum, and as each bid was received from Messrs. Camp and West, the Board was urged to award the contracts to them without waiting for other bids upon the supposition that their bid was the highest, when in fact they were the lowest.

mession Co. for 150 convicts.

Pending the consideration of these contracts and bids, counsel for Messrs. Camp and West asked leave to file another bid, which bid was stated by them to be greater than any bid then before the board, and asked that said convicts be then and there awarded to them upon such offered bid, but in view of the fact that they then had on file with the board, seven other separate and distinct bids the board, upon consideration, decided that it would be unfair to other bidders, to receive such further bid, and to award them the convicts on such bid, without giving the other bidders and the public an opportunity to make additional bids, should they so desire.

Upon application to the board to reconsider its action, in declining to receive and award the convicts under such alleged higher bid, the President of the Board asked the repre-

representative of Messrs. Camp and West if they desired 300 of the convicts upon the terms, price, conditions and advances, as required by the Board of other lessees.

Acting upon this suggestion, Mr. W. N. Camp entered into a preliminary tentative contract as a bid with the Commissioner of Agriculture, similar to the contracts mentioned above with other persons, as bids, subject to the approval of the Board of Commissioners of State Institutions, and this contract was taken by Mr. Camp to be signed by Mr. West, as a party to it.

Immediately after this, and on the same day, Mr. W. J. Hillman appeared before the Board and made a bid of \$132 per capita per annum, for 150 convicts, further stating that he was then paying \$150 per capita per annum for average convicts: that Messrs. Dutton and Co. are paying \$180 per capita per annum for picked men; that Messrs. Edwards and Durham are paying \$156 per capita per annum for average convicts. This was the first reliable information that the Board has been able to obtain as to the highest price paid for the hire of convicts.

The above referred to session of the Board closed at 1 p. m., the Governor having an appointment at Lake City to meet the Board of Trustees of the Agricultural College, left for that point on the east-bound train at 1.45 p. m., upon which train were also Mr. Camp and his representatives and Mr. Hillman. After the departure of the Governor, and before the tentative contract entered into by the Commissioner of Agriculture as a bid, had been signed by Mr. West, or any bond or deposit tendered, five members of the Board joined in sending the Governor, at Lloyds, Fla., the following telegram:

"As no contracts approved, and in view of the latest information as to the value per capita, perhaps best to reopen and take competitive bids, with minimum of one hundred dollars per capita. See Camp and West, as to their view on this proposition.

(Signed)

"B. E. McLin and Cabinet."

The Governor presented this telegram to Mr. Camp at the dinner house at Lloyd, and later on the train, before reaching Lake City, furnished Mr. Camp and his representatives with two copies thereof. Upon the invitation of the Governor, Mr. Hillman returned to the Capital with him, for the purpose of appearing and did appear before the Board and gave a full and detailed history of the terms and prices for the hire of State convicts paid by sub-lessees for a

number of years past; and subsequently, upon the invitation of the Commissioner of Agriculture, General E. B. Bailey, who for a number of years leased convicts from the State, appeared before the Board and gave information as to the prices which had been paid by sub-lessees for a number of years past, showing the convicts to be worth much more than had then been bid for them.

Upon invitation by the Governor, the Special Committee appointed by Governor Bloxham, under Chapter 4710, Acts of 1899, consisting of Senator E. S. Crill, Hon. J. W. Watson, of the House, and Judge J. T. Bernard, met with the Board at the Executive office on the 21st day of February last, and confirmed the information received from Mr. Hillman, General Bailey and others, as to prices which had been obtained from sub-lessees for the hire of State convicts.

On March 2, 1901, the Commissioner of Agriculture presented to the Board the several tentative contracts he had entered into with different parties as bids for the hire of State convicts, and upon consideration of the same by the Board the following orders were made and entered upon the minutes:

"Hon. B. E. McLin, Commissioner of Agriculture, submitted to the Board certain contracts he had entered into with different parties for the hire of State convicts for four years beginning January 1, 1902, and upon consideration it was ordered that the contracts be and are hereby severally disapproved and rejected, and it is further ordered that this order be endorsed on each of said contracts by the Secretary of this Board."

"Hon. B. E. McLin, Commissioner of Agriculture, suggested to the Board the advisability of giving notice in several newspapers of the State that no bids for the hire of State convicts will be received after 12 o'clock noon, March 20, 1901, which upon consideration was approved by the Board with the understanding that no bids of less than \$130 per capita will be received."

In conformity with the above orders, the Commissioner of Agriculture sent a copy of the same, together with the tendered bonds and certified checks or cash deposits in his custody to the parties from whom he had received such tentative contracts as bids, and in accordance with the last above order, an advertisement was published in the Daily Times-Union and Citizen, Jacksonville, Fla.; the Daily News, Pensacola, Fla.; the Daily Herald, Tampa, Fla.; the Semi-Weekly Sun, Gainesville, Fla.; the Ocala Banner,

Ocala, Fla.; the Citrus County Chronicle, Inverness, Fla.; the Leesburg Commercial, Leesburg, Fla.; the Register, Brooksville, Fla., and the Tallahasseean, Tallahassee, Fla., and sent to each of the clerks of the circuit courts of this State with the request that the same be posted at the Court House door in each county, and to the lessees and sub-lessees of the convicts and other parties interested, as follows:

#### NOTICE.

##### To Whom it May Concern:

Notice is hereby given that after 12 o'clock noon, Wednesday, March 20th, 1901, no bids will be received for the hire of State prisoners for a four years' contract beginning January 1st, 1902. All bids must be in writing or printed. A certified check made payable to J. B. Whitfield, Treasurer, to the amount of \$10.00 per capita for each and every convict desired by any bid shall accompany the bid when tendered, which sum shall be held as a forfeiture to the State should any person or company refuse to enter into contracts after his or their bids has been accepted by the Board.

The Board reserves the right to refuse any and all bids and to make a per capita rate upon all convicts that any and all persons shall pay who receive the convicts should the Board deem it for the best interest for the convicts and the State as the rights of both are the care and the duty of the Board to guard.

Parties bidding may bid for all or part of the convicts, or may bid in both ways. Any person bidding must make their bids upon the basis of the lessee or lessees bearing all expenses of the convicts from the time of sentence by the court to the camp or works and all charges necessary for the care and custody of the prisoner or prisoners during the term of lease. All payments under the contract shall be made quarterly in advance.

The contract will remain to the State through its officers and agents full supervision of the convicts under rules, regulations and orders that may be made or given by the Board. No rebates or allowances will be allowed for escapes.

All bids must be made upon the theory of taking all classes and kinds of convicts as they may come, no distinction or picking of men to be considered in any bid. No bid of less than \$130.00 per capita per annum for every and all convicts will be considered.

All other things being equal preference will be given to persons who desire to have convicts worked in their own business over those wishing to sub-let for speculation.

(Signed)

B. E. McLIN,  
Commissioner of Agriculture.

In response to the said published notice the Commissioner of Agriculture reports the he has received and now has in his custody fourteen sealed, separate bids that have not been opened purporting to be in compliance with the terms of said notice and containing certified checks as required therein.

It is the opinion of the Board that leases made under the terms of the published notice at not less than \$130.00 per capita per annum will yield an average of \$130,000 per annum during the next four years as against \$21,000.00 per annum received during the last eight years.

None of the persons whose bids have been rejected by the Board have taken any exceptions whatever to the action of the Board in rejecting the tentative contracts received by the Commissioner of Agriculture as bid, except Messrs. Camp & West, who have served notice upon the members of the Board through their attorneys at Jacksonville, that they claim to have a contract with the Board for the leases of 300 State prisoners. But such notice does not emanate from any court nor has any legal process been served upon the members of the Board, nor any suit instituted so far as the Board has been advised.

None of the parties claiming under these tentative contracts made with the Commissioner of Agriculture as bids have any valid claim against the Board for the hire of State prisoners.

W. S. JENNINGS,  
Governor.

W. B. LAMAR,  
Attorney-General.

WM. H. REYNOLDS,  
Comptroller.

J. B. WHITFIELD,  
Treasurer.

WM. N. SHEATS,  
State Supt. Pub. Inst.

B. E. McLIN,  
Commissioner of Agriculture.

Mr. Palmer of 11th moved that the Senate take up and discuss the above message.

Which was seconded by Mr. Harris.

Mr. Harris withdrew his second to the motion.

The President (Mr. O'Brien in the chair) ruled there was nothing before the Senate.

Mr. MacWilliams called up from the table—

Senate Concurrent Resolution No. 4:

Relative to visiting the convict camps, and providing for recommendation of legislation on the convict system of the State.

Be it resolved by the Senate, the House concurring, that a committee of two from the Senate and three from the House be appointed to visit the convict camps of the State and investigate the condition of the convicts, their management and treatment; and that such committee be empowered to employ a clerk and receive evidence, and recommend to the Pardoning Board such action as, in the opinion of the committee, is just and right in reference to any convict, and that such committee recommend to the Senate and House of Representatives such legislation as, in its opinion, will be for the betterment of the convict system of the State.

Mr. Crews asked permission to withdraw Senate Concurrent Resolution No. 4.

Which was granted.

And Senate Concurrent Resolution No. 4 was withdrawn.

Mr. MacWilliams called up from the table—

House Concurrent Resolution No. 5:

Providing for a committee to visit the convict camps of the State.

Mr. MacWilliams moved to indefinitely postpone the resolution.

The yeas and nays were demanded.

Upon call of the roll on the motion to indefinitely postpone—

The vote was:

Yeas—Messrs Baker, Blitch, Broome, Butler, Carson, Cottrell, Dimick, Harris, Law, Miller, MacWilliams, Neel, O'Brien, Palmer of 14th, Whidden, Sams and Wilson of 7th—16.

Nays—Messrs. Adams, Butler, Crews, Denham, Kirk, Myers, McCaskill, McCreary, Peacock and Rouse—10.

The motion to indefinitely postpone was carried.

Mr. Crill was excused from voting.

## REPORTS OF COMMITTEES.

Mr. McCreary, Chairman of the Committee on Corpora-

tions, submitted the following report

Senate Chamber,  
Tallahassee, Fla., April 16, 1901.

Hon. Thomas Palmer,

*President of the Senate:*

Sir—Your Committee on Corporations, to whom was referred—

Senate Bill No. 106:

A bill to be entitled an act to secure to minority of stockholders in corporations organized under general laws the power of electing representative members in boards of directors.

Beg to report that they have carefully considered the same, and recommend that it do not pass.

Very respectfully,

H. H. McCREARY,

Chairman of Committee.

And Senate Bill No. 106, contained in the above report, was placed on the Calendar of bills on second reading.

Mr. McCreary, Chairman of the Committee on Corporations, submitted the following report

Senate Chamber,  
Tallahassee, Fla., April 16, 1901.

Hon. Thomas Palmer,

*President of the Senate:*

Sir—Your Committee on Corporations, to whom was referred—

Senate Bill No. 107:

A bill to be entitled an act as to the incorporation of social clubs or societies not for profit.

Have had the same under consideration and recommend that it do pass with the following committee amendments:

First—Insert after the title of the bill:

“Be it enacted by the Legislature of the State of Florida.”

Second—Insert the word “Section” before the figures 1, 2, 3, 4 and 5, at the beginning of each section of the bill.

Very respectfully,

H. H. McCREARY,

Chairman of Committee.

And Senate Bill No. 107, contained in the above report,

together with amendments, was placed on the Calendar of bills on second reading.

Mr. O'Brien, Chairman of the Committee on Commerce and Navigation, submitted the following report

Senate Chamber,  
Tallahassee, Fla., April 16, 1901.

Hon. Thomas Palmer,

*President of the Senate:*

Sir—Your Committee on Commerce and Navigation, to whom was referred—

House Memorial No. 37:

A Memorial to the Congress of the United States in regard to waterway across the Peninsula of Florida from the Atlantic Ocean to the Gulf of Mexico.

Beg leave to report that they have carefully examined the same and recommend that it do pass.

Very respectfully,

J. ED O'BRIEN,  
Chairman of Committee.

And House Memorial No. 37, contained in the above report, was placed on the Calendar of bills on second reading.

Mr. O'Brien, Chairman of the Committee on Commerce and Navigation, submitted the following report:

Senate Chamber,  
Tallahassee, Fla., April 16, 1901.

Hon. Thomas Palmer,

*President of the Senate:*

Sir—Your Committee on Commerce and Navigation, to whom was referred—

Senate Bill No. 108:

A bill to be entitled an act requiring the owners of water-logged and sunken logs in any of the streams of this State to remove the same, and prescribing compensation for persons who remove such sunken logs which have been abandoned by the owners.

Beg leave to report that they have carefully examined the same and recommend that it do pass.

Very respectfully,  
J. ED O'BRIEN,  
Chairman of Committee.

And Senate Bill No. 108, contained in the above report, was placed on the Calendar of bills on second reading.

Mr. Baker, Chairman of the Committee on Game, submitted the following report—

Senate Chamber,  
Tallahassee, Fla., April 16, 1901.

Hon. Thomas Palmer,

*President of the Senate:*

Sir—Your Committee on Game, to whom was referred—  
Senate Bill No. 102:

A bill to be entitled an act for the preservation of wild deer, birds and other game, and to prescribe the time within which they may be hunted, and prescribing a penalty for any violation thereof.

Have had the same under consideration, and report it back to the Senate with the recommendation that it do not pass.

Very respectfully,

D. H. BAKER,  
Chairman of Committee.

And Senate Bill No. 102, contained in the above report, was placed on the Calendar of bills on second reading.

Mr. Wilson of 7th, Chairman of the Committee on Judiciary, submitted the following report:

Senate Chamber,  
Tallahassee, Fla., April 16, 1901.

Hon. Thomas Palmer,

*President of the Senates*

Sir—Your Committee on Judiciary, to whom was referred—

Senate Bill No. 58:

A bill to be entitled an act to amend Section 1469, of the Revised Statutes of the State of Florida, relative to injunction against trespass on timbered lands.

Beg leave to report that they have carefully considered the same, and recommend that it do not pass.

Very respectfully,

C. C. WILSON,  
Chairman of Committee.

And Senate Bill No. 58, contained in the above report, was placed on the Calendar of bills on second reading.

Mr. Wilson of 7th, Chairman of the Committee on Judiciary, submitted the following report:

Senate Chamber,  
Tallahassee, Fla., April 16, 1901.

Hon. Thomas Palmer,

*President of the Senate:*

Sir—Your Committee on Judiciary, to whom was referred—

House Bill No. 2:

A bill to be entitled an act to amend Section 3, of Chapter 4047, of the Acts of the Legislature of Florida, 1891, the same being entitled an act to amend an act entitled an act to provide for the appointment of a Board of Examiners and to regulate the practice of dentistry in the State of Florida, being Chapter 4047, of the Laws of Florida, approved May 25, A. D. 1891.

Beg leave to report tha this bill was re-referred to this committee, and after hearing the matter fully discussed, we would recommend it do not pass.

Very respectfully,

C. C. WILSON,  
Chairman of Committee.

And House Bill No. 2, contained in the above report, was placed on the Calendar of bills on second reading.

Mr. Wilson of 7th, Chairman of the Committee on Judiciary, submitted the following report:

Senate Chamber,  
Tallahassee, Fla., April 15, 1901.

Hon. Thomas Palmer,

*President of the Senate:*

Sir—Your Committee on Judiciary, to whom was referred—

Senate Bill No. 99:

A bill to be entitled an act to permit constables to appoint deputies in certain cases.

Beg to report that they have carefully considered the same, and recommend that it do not pass.

Very respectfully,

C. C. WILSON,  
Chairman of Committee.

And Senate Bill No. 99, contained in the above report, was placed on the Calendar of bills on second reading.

Mr. Wilson of 7th, Chairman of the Committee on Judiciary, submitted the following report:

Senate Chamber,  
Tallahassee, Fla., April 15, 1901.

Hon. Thomas Palmer,

*President of the Senate:*

Sir—Your Committee on Judiciary, to whom was referred—

Senate Bill No. 103:

A bill to be entitled an act requiring conditional sale contracts, leases, and instruments having the force and effect of conditional sale contracts, to be recorded, to provide for fee for said record.

Beg to report that they have carefully considered the same, and recommend that it do not pass.

Very respectfully,

C. C. WILSON,

Chairman of Committee.

And Senate Bill No. 103, contained in the above report; was placed on the Calendar of bills on second reading.

Mr. Wilson of 7th, Chairman of Committee on Judiciary, submitted the following report:

Senate Chamber,  
Tallahassee, Fla., April 15, 1901.

Hon. Thomas Palmer,

*President of the Senate:*

Sir—Your Committee on Judiciary, to whom was referred—

Senate Bill No. 104:

A bill to be entitled an act to amend Section 1301 of the Revised Statutes of the State of Florida, relating to security for costs by non-residents, and by residents.

Beg to report that they have carefully considered the same, and recommend that it do not pass.

Very respectfully,

C. C. WILSON,

Chairman of Committee.

And Senate Bill No. 104, contained in the above report, was placed on the Calendar of bills on second reading.

Mr. Kirk, Chairman of the Committee on Engrossed Bills, submitted the following report:

Senate Chamber,  
Tallahassee, Fla., April 16, 1901.

Hon. Thomas Palmer,

*President of the Senate:*

Sir—Your Committee on Engrossed Bills, to whom was referred—

Senate Bill No. 81:

A bill to be entitled an act to fix a compensation of assignees in the State of Florida.

Also,

Senate Bill No. 85:

A bill to be entitled an act to amend Sections 1, 2 and 3 of Chapter 4774, Laws of Florida, being an act to provide for working, repairing and maintaining the public roads and bridges in Levy county by contract, and to provide penalties for failure thereof; approved April 27, 1899.

Also,

Senate Bill No. 91:

A bill to be entitled an act to amend Section 1 of Chapter 4780, Laws of Florida, in relation to prohibiting the obstruction of wagon roads and breaking fences by careless or malicious felling of timber.

Beg leave to report that they have carefully examined the same and find them correctly engrossed.

Very respectfully,

B. F. KIRK,

Chairman of Committee.

And Senate Bills Nos. 81, 85 and 91, contained in the above report, were placed on the Calendar of bills on third reading.

A message was received from the House of Representatives.

#### ORDERS OF THE DAY.

Senate Bill No. 53:

A bill to be entitled an act to establish a rule of evidence for the proof of book accounts.

Under consideration at adjournment yesterday.

Was taken up and read the third time in full and put upon its passage.

Upon call of the roll on Senate Bill No. 53—

The vote was:

Yeas—Messrs. Adams, Baker, Butler, Carson, Crill, Den-

ham, Dimick, Harris, Law, Miller, McCreary, MacWilliams, Neel, O'Brien, Rogers, Sams, Wilson of 4th and Wilson of 7th—18.

Nays—Messrs. Blitch, Broome, Cottrell, Crews, Myers, McCaskill, Palmer of 14th, Peacock and Rouse—9.

So the bill passed, title as stated.

Senate Bill No. 93:

A bill to be entitled an act to provide the manner in which corporations existing in this State for profit, created under the general corporation law, may extend the term for which they are to exist.

Under consideration yesterday with the following amendment of Mr. Cottrell pending:

Insert after the word "operative," in the amendment offered by the committee, the following "Provided further, This act shall not apply to charters granted to railroads where the same carries land grants."

Was taken up.

Mr. Wilson of 7th moved that Senate Bill No. 93 be passed informally.

Which was agreed to.

And Senate Bill No. 93, with the pending amendment, went over till to-morrow under "Orders of the Day."

Mr. Blitch moved that the rules be waived and messages from the House of Representatives be taken up.

Which was agreed to by a two-thirds vote.

## MESSAGES FROM THE HOUSE OF REPRESENTATIVES.

The following mesage from the House of Representatives was read:

House of Representatives,  
Tallahassee, Fla., April 15, 1901.

Hon. Thomas Palmer,

*President of the Senate:*

Sir—I am directed by the House of Representatives to inform the Senate that the House of Representatives has passed—

House Bill No. 28:

A bill to be entitled an act to allow and regulate church insurance companies to do business in this State.

And respectfully requests the concurrence of the House thereto.

Very respectfully,

WM. FORSYTH BYNUM,

Chief Clerk House of Representatives.

And House Bill No. 28, contained in the above message, was read the first time by its title and referred to the Committee on Judiciary.

The following message from the House of Representatives was read:

House of Representatives,  
Tallahassee, Fla., April 15, 1901.

Hon. Thomas Palmer,

*President of the Senate:*

Sir—I am directed by the House of Representatives to inform the Senate that the House of Representatives has passed—

House Bill No. 11:

A bill to be entitled an act to repeal Section 10 of an act entitled an act to require railroads in the State of Florida to fence their tracks, to provide the time and manner in which fence shall be constructed, and to provide a penalty for failure so to do and to provide the measure of damages for cattle killed or injured by trains or engines on railroads not fenced, and providing for the payment of attorney's fees and double damages for the killing or injury to domestic live stock under certain conditions by the companies refusing or neglecting to fence their roads as required. Approved June 5, 1899, and designated as Chapter 4706, Laws of Florida.

And respectfully requests the concurrence of the Senate therein.

Very Respectfully,

WM. FORSYTH BYNUM,

Chief Clerk House of Representatives.

And House Bill No. 11, contained in the above message, was read the first time by its title and referred to the Committee on Railroads.

The following message from the House of Representatives was read:

House of Representatives,  
Tallahassee, Fla., April 15, 1901.

Hon. Thomas Palmer,

*President of the Senate:*

Sir—I am directed by the House of Representatives to in-

form the Senate that the House of Representatives has passed—

House Bill No. 19:

A bill to be entitled an act to amend Section 1 of Chapter 4179, entitled an act to provide a Board of Phosphate Commissioners and an Inspector of Phosphates, and to define their duties and their authority, to grant the right to mine phosphate in the beds of navigable waters of the State of Florida upon certain conditions, and to prohibit persons from mining unlawfully the same.

And respectfully requests the concurrence of the Senate therein.

Very respectfully,  
WM. FORSYTH BYNUM,  
Chief Clerk House of Representatives.

And House Bill No. 19, contained in the above message, was read the first time by its title and referred to the Committee on Mining and Phosphate.

The following message from the House of Representatives was read:

House of Representatives,  
Tallahassee, Fla., April 15, 1901.

Hon. Thomas Palmer,

*President of the Senate:*

Sir—I am directed by the House of Representatives to inform the Senate that the House of Representatives has passed—

House Bill No. 22:

A bill to be entitled an act to require persons running or operating log-timber or turpentine carts or wagons, or persons habitually hauling heavy loads on or over the public roads in this State, to keep the portion of such road used by them in repair.

And respectfully requests the concurrence of the Senate therein.

Very respectfully,  
WM. FORSYTH BYNUM,  
Chief Clerk of the House of Representatives.

And House Bill No. 22, contained in the above message, was read the first time by its title and referred to the Committee on Judiciary.

The following message from the House of Representatives was read:

House of Representatives,  
Tallahassee, Fla., April 16, 1901.

Hon. Thomas Palmer,

*President of the Senate:*

Sir—I am directed by the House of Representatives to inform the Senate that the House of Representatives has passed—

House Bill No. 23:

A bill to be entitled an act in relation to special damages recoverable of a telegraph company.

And respectfully requests the concurrence of the Senate therein.

Very respectfully,  
WM. FORSYTH BYNUM,

Chief Clerk House of Representatives.

And House Bill No. 23, contained in the above message, was read the first time by its title and referred to the Committee on Judiciary.

Mr. Palmer of 14th moved that the rules be waived and bills on third reading be now taken up and considered.

Which was agreed to by a two-thirds vote.

#### BILLS ON THIRD READING.

Senate Bill No. 19:

A bill to be entitled an act to provide for the construction and maintenance of drains by the several counties of the State of Florida, and to provide for assessments of the costs thereof against the property benefited thereby, and further to provide for the collection and enforcement of such assessments, and to legalize all contracts for drains which heretofore may have been entered into, and assessments made therefore, made by the County Commissioners of any county in the State of Florida under Chapter 4807 of the Laws of Florida.

Was taken up and read the third time in full and put upon its passage.

Upon call of the roll on Senate Bill No. 19—

The vote was:

Mr. President, Messrs. Adams, Baker, Blitch, Broome, Butler, Carson, Crews, Crill, Denham, Kirk, Law, Miller, McCaskill, McCreary, MacWilliams, Neel, Rogers, Rouse, Sams and Wilson of 7th—21.

Nays—Messrs. Cottrell and Palmer of 14th—2.

So the bill passed, title as stated.

## SPECIAL ORDER.

## Senate Bill No. 59:

A bill to be entitled an act authorizing the passage of ordinances by incorporated cities and towns, and the promulgation of rules and regulations by the State Board of Health, to enforce and compel the vaccination and re-vaccination of citizens and residents of the State of Florida, and prescribing the duties of certain officers and persons to that end, and providing certain penalties for failure, refusal or neglect to comply with the provisions of the same.

Was taken up, the hour of 11 o'clock a. m. set for the consideration of the same, having arrived.

Mr. Butler moved that the bill be read by sections for amendments.

Which was agreed to.

Section 1 was read.

Mr. Butler moved that further consideration of Senate Bill No. 59 be deferred, and it be made a special order for 10 o'clock a. m. to-morrow.

Which was agreed to.

Consideration of bills on third reading was resumed.

## Senate Bill No. 3:

A bill to be entitled an act to confirm, amend and supplement the municipal corporation of the town of Orange Park, Florida, and to give it certain powers and privileges, in relation to the assessment, levy, and collection of taxes.

Was taken up and read the third time in full and put upon its passage.

Upon call of the roll on Senate Bill No. 3—

The vote was:

Yeas—Messrs. Adams, Baker, Blitch, Broome, Butler, Carson, Cottrell, Crews, Crill, Denham, Harris, Kirk, Law, Miller, Myers, McCaskill, McCreary, MacWilliams, Neel, Palmer of 14th, Peacock, Rogers, Rouse, Whidden, Sams, Wilson of 7th and Wadsworth—27.

Nays—None.

So the bill passed, title as stated.

## Senate Bill No. 73:

A bill to be entitled an act to amend Chapter 4497, Laws of Florida, the same being an act to incorporate the city of West Tampa, in Hillsborough county, Florida.

Was taken up and read the third time in full and put upon its passage.

Upon call of the roll on Senate Bill No. 75—

The vote was:

Yeas—Messrs. Adams, Baker, Blitch, Broome, Butler, Carson, Crews, Crill, Denham, Dimick, Harris, Law, Miller, Myers, McCaskill, McCreary, MacWilliams, Neel, Peacock, Rogers, Rouse, Whidden, Sams, Wilson of 7th and Wadsworth—27.

Nays—None.

So the bill passed, title as stated.

Senate Bill No. 47:

A bill to be entitled an act to amend Section 1, Chapter 4788 of the Laws of the State of Florida, entitled an act to prohibit fishing in the fresh water lakes of this State with seines or

nets, or by any set device, or by shooting or gigging, approved June 3d, 1899.

Was taken up.

Mr. Wilson of 7th moved that Senate Bill No. 71 be substituted for Senate Bill No. 47 the next bill on the Calendar, and that Senate Bill No. 47 take the place on the Calendar occupied by No. 71.

Which was agreed to.

And,

Senate Bill No. 71:

A bill to be entitled an act making incurable insanity a ground for divorce of husband and wife and regulating proceedings in such cases.

Was taken up.

Mr. Broome moved that further consideration of Senate Bill No. 71 be deferred until to-morrow, and that it be made a special order immediately after the disposition of Senate Bill No. 39, the special order for 11 a. m.

Which was agreed to.

### SPECIAL ORDER.

Senate Bill No. 64:

A bill to be entitled an act to regulate the carrying of pistols or revolvers in this State.

Was taken up together with the committee substitute therefor with the following title:

Committee Substitute for Senate Bill No. 64:

A bill to be entitled an act to prohibit the carrying of concealed weapons in this State, and to provide a penalty therefor.

The hour of 11:30 a. m. being set for the consideration of same, the following amendment offered by Mr. McCreary, was again read:

Strike out all after the enacting clause and insert in lieu thereof the following:

"Section 1. That whoever shall secretly carry arms of any kind, on or about his person, or whoever shall have concealed on or about his person any dirk, pistol, metallic knuckles, slung shot, billie, or other weapons, except a common pocket knife, shall, upon conviction, be punished by imprisonment not less than three months nor exceeding six months, or by fine of not less than one hundred dollars, nor exceeding five hundred dollars, or by both fine and imprisonment; Provided, That nothing in this act shall be considered as applying to Sheriffs, Deputy Sheriffs, City or Town Marshals, Policemen, Constables or United States Marshals or their deputies.

"Sec. 2. That all laws on parts of laws in conflict with this act be, and the same are hereby, repealed."

Pending the motion of Mr. McCreary to adopt the amendment—

Mr. MacWilliams offered the following amendment to the amendment to Committee Substitute for Senate Bill No. 64:

After the word "deputies," in line 10 of Section 1, of the amendment, insert the following: "The carrying of concealed weapons is hereby declared a breach of the peace, and any officer authorized to make arrests under the laws of this State is hereby authorized to make arrests without warrants of persons violating the provisions of this act."

Mr. MacWilliams moved the adoption of the amendment to the amendment.

Which was agreed to.

Mr. Peacock offered the following amendment to the amendment to Committee Substitute for Senate Bill No. 64:

Strike out the words "five hundred dollars" and insert in lieu thereof the following: "One thousand dollars."

Mr. Peacock moved the adoption of the amendment to the amendment.

Which was not agreed to.

Mr. Palmer of 14th offered the following amendment to the amendment to Committee Substitute for Senate Bill No. 64:

Strike out the words "or by fine of not less than one hundred dollars nor exceeding five hundred dollars, or by both such fine and imprisonment."

Mr. Palmer of 14th moved the adoption of the amendment to the amendment.

Which was not agreed to.

The yeas and nays were demanded on the motion to adopt the amendment to Committee Substitute for Senate Bill No. 64, as amended.

Upon call of the roll—

The vote was:

Yeas—Messrs. Adams, Baker, Blitch, Butler, Carson, Cottrell, Denham, Dimick, Harris, Kirk, Law, McCreary, MacWilliams, Rogers, Sams and Wadsworth—16.

Nays—Mr. President, Messrs. Broome, Crews, Crill, Miller, Myers, McCaskill, Neel, Palmer of 14th, Peacock, Rouse, Whidden, Wilson of 4th and Wilson of 7th—14.

So the amendment as amended was adopted.

The Committee Substitute for Senate Bill No. 64, as amended, was ordered referred to the Committee on Engrossed Bills.

Consideration of bills on third reading was resumed.

Senate Bill No. 36:

A bill to be entitled an act to repeal Chapter 4216 of the Laws of Florida, entitled an act to prohibit shooting, seining or trapping of fish in the waters of certain lakes in the county of Polk, and to provide a penalty for violation of the same, approved May 30, 1893.

Was taken up and read a third time in full and put upon its passage.

Upon call of the roll on Senate Bill No. 36—

The vote was:

Messrs. Adams, Baker, Blitch, Broome, Butler, Carson, Cottrell, Crews, Crill, Dimick, Myers, McCaskill, McCreary, MacWilliams, Neel, Palmer of 14th, Peacock, Rogers, Whidden, Sams and Wilson of 7th—21.

Nays—None.

So the bill passed, title as stated.

Senate Bill No. 69:

A bill to be entitled an act to authorize the county of Monroe to issue bonds for the purpose of purchasing sites for public schools and armory, erecting substantial buildings thereon, repairing the county court house and building a county road on the Island of Key West.

Was taken up and read a third time in full and put upon its passage.

Upon call of the roll on Senate Bill No. 69—

The vote was:

Yeas—Messrs. Adams, Baker, Blitch, Broome, Butler, Carson, Cottrell, Crews, Crill, Denham, Dimick, Harris, Kirk, Myers, McCaskill, McCreary, MacWilliams, Neel, Peacock,

Rogers, Rouse, Whidden, Sams, Wilson of 4th and Wilson of 7th—25.

Nays—None.

So the bill passed, title as stated.

Senate Bill No. 17:

A bill to be entitled an act to amend Section 3, Chapter 4569, Laws of Florida, entitled "An act to establish a battalion of Naval Militia, to be known as the First Naval Battalion of the State of Florida," approved June 4th, 1897.

Was taken up and read a third time in full and put upon its passage.

Upon call of the roll on Senate Bill No. 17—

The vote was:

Messrs. Adams, Baker, Blitch, Butler, Carson, Cottrell, Crews, Crill, Denham, Dimick, Harris, Kirk, Myers, McCas-kill, McCreary, MacWilliams, Neel, Palmer of 14th, Pea-cock, Rogers, Rouse, Whidden, Sams and Wilson of 7th—24.

So the bill passed, title as stated.

The President appointed Messrs. Cottrell, Myers, Rogers, Sams and Adams as a committee under Senate Resolution No. 15, adopted this morning.

Mr. McCreary moved to adjourn.

Thereupon the Senate stood adjourned to 4 o'clock this afternoon.

## AFTERNOON SESSION,

4 O'CLOCK, P. M.

Senate met pursuant to adjournment.

The President in the Chair.

The roll being called, the following Senators answered to their names:

Mr. President, Messrs. Adams, Baker, Blitch, Broome, Butler, Carson, Crews, Crill, Denham, Dimick, Kirk, Law, Myers, McCackill, McCreary, MacWilliams, Neel, O'Brien, Palmer of 14th, Rouse, Whidden, Sams, Wilson of 7th and Wadsworth—26.

A quorum present.

Mr. Law asked that Mr. Miller be excused for the afternoon.

Mr. Miller was excused.

By permission—

Mr. Butler, Acting Chairman of the Committee on Engrossed Bills, submitted the following report:

Senate Chamber,  
Tallahassee, Fla., April 15, 1901.

Hon. Thomas Palmer,

*President of the Senate:*

Sir—Your Committee on Engrossed Bills, to whom was referred—

Senate Bill No. 64:

A bill to be entitled an act to prohibit the carrying of pistols or revolvers in this State and to provide a penalty therefor.

Have carefully considered the same, and find it correctly engrossed.

Very respectfully,

P. W. BUTLER,

Acting Chairman of Committee.

And Senate Bill No. 64, contained in the above report, was placed on the Calendar of bills on third reading.

Consideration of bills on third reading was resumed.

Senate Bill No. 7:

A bill to be entitled an act to legalize the incorporation of the town of Mulberry, in Polk County, Florida, and to declare the incorporation and ordinances of the town of Mulberry valid and of full force and effect.

Was taken up.

And Senate Bill No. 7 was informally passed.

Senate Bill No. 60:

A bill to be entitled an act to change the names of the Hillsboro River and Mosquito Lagoon to Indian River North.

Was taken up and read the third time in full and put upon its passage.

Upon call of the roll on Senate Bill No. 60—

The vote was:

Yeas—Messrs. Adams, Baker, Broome, Butler, Carson, Crews, Crill, Denham, Dimick, Kirk, Law, Myers, McCaskill, McCreary, MacWilliams, Neel, O'Brien, Palmer of 14th, Peacock, Rouse, Whidden, Sams, Wilson of 4th, Wilson of 7th and Wadsworth—25.

Nays—None.

So the bill passed, title as stated.

Senate Bill No. 61:

A bill to be entitled an act to provide for the assessment, levy and collection of revenue for the city of Pensacola.

Was taken up and read the third time in full and put upon its passage.

Upon call of the roll on Senate Bill No. 61—

The vote was:

Yeas—Messrs. Adams, Baker, Blitch, Broome, Butler, Car-

son, Cottrell Crill, Denham, Kirk, Law Myers, McCaskill, McCreary, MacWilliams, Neel, O'Brien, Palmer of 14th, Peacock, Rouse, Whidden, Sams, Wilson of 4th, Wilson of 7th and Wadsworth—26.

Nays—None.

So the bill passed, title as stated.

Senate Bill No. 50:

A bill to be entitled an act to amend Section 1 of Chapter 4233, Laws of Florida, being an act to amend Sections 280 and Florida, relating to the Florida Agricultural College.

Was taken up and read the third time in full and put upon its passage.

Upon call of the roll on Senate Bill No. 50—

The vote was:

Yeas—Messrs. Adams, Baker, Blich, Broome, Carson, Crews, Crill, Denham, Kirk, Law, Myers, McCaskill, McCreary, MacWilliams, Neel, O'Brien, Palmer of 14th, Peacock, Rogers, Rouse, Whidden, Sams, Wilson of 4th and Wilson of 7th—25.

Nays—Mr. Wadsworth—1.

So the bill passed, title as stated.

House Bill No. 27

A bill to be entitled an act enlarging the chancery jurisdiction in the appointment of receiver.

Was taken up and read the third time in full and put upon its passage.

Upon call of the roll on House Bill No. 27—

The vote was:

Yeas—Messrs. Adams, Baker, Blich, Broome, Butler, Carson, Cottrell, Crews, Crill, Denham, Dimick, Harris, Kirk, Law, Myers, McCaskill, McCreary, MacWilliams, Neel, O'Brien, Palmer of 14th, Peacock, Rogers, Rouse, Whidden, Sams, Wilson of 4th, Wilson of 7th and Wadsworth—29.

Nays—None.

So the bill passed, title as stated.

Senate Bill No. 47:

A bill to be entitled an act to amend Section 1 of Chapter 4788 of the Laws of the State of Florida, entitled an act to prohibit fishing in the fresh water lakes of this State with seines or nets or by any set device, or by shooting or gigging, approved June 3, 1893.

Was taken up and read the third time in full and put upon its passage.

Upon call of the roll on Senate Bill No. 47—

The vote was:

Yeas—Mr. President, Messrs. Blitch, Butler, Carson, Cottrell, Crill, Dimick, Harris, Kirk, Law, Myers, MacWilliams, O'Brien, Peacock, Rogers, Rouse, Sams and Wilson of 7th—18.

Nays—Messrs. Adams, Baker, Broome, Crews, Denham, McCaskill, McCreary, Neel, Whidden and Wilson of 4th—12.  
So the bill passed, title as stated.

Mr. Peacock gave notice that on to-morrow he would move to reconsider the vote by which Senate Bill No. 47 passed.

Senate Bill No. 66:

A bill to be entitled an act to repeal the common law rule relating to the commission of the crime of rape by a boy under fourteen years, and providing for the determining of the capacity of a person charged with the crime of rape.

Was taken up and read the third time in full and put upon its passage.

Upon call of the roll on Senate Bill No. 66—

The vote was:

Yeas—Messrs. Adams, Baker, Blitch, Broome, Butler, Carson, Cottrell, Crews, Crill, Denham, Dimick, Harris, Kirk, Myers, McCaskill, McCreary, MacWilliams, Neel, O'Brien, Palmer of 14th, Peacock, Rogers, Rouse, Sams, Wilson of 4th, Wilson of 7th and Wadsworth—27.

Nays—Mr. Law—1.

So the bill passed, title as stated.

Senate Bill No. 6:

A bill to be entitled an act to continue the powers, rights, privileges and grants of the Atlantic and Gulf Railway Company.

Was taken up and read the third time in full and put upon its passage.

Upon call of the roll on Senate Bill No. 6—

The vote was:

Yeas—Messrs. Adams, Baker, Blitch, Broome, Butler, Carson, Cottrell, Crews, Denham, Dimick, Harris, Kirk, Law, Myers, McCaskill, McCreary, Neel, O'Brien, Palmer of 14th, Peacock, Rogers, Rouse, Sams, Wilson of 4th, Wilson of 7th and Wadsworth—26.

Nays—Messrs. Crill and MacWilliams—2.

So the bill passed, title as stated.

Senate Bill No. 26:

A bill to be entitled an act to make valid certain instruments, defectively acknowledged, and to make the record of same notice to all persons, and to provide for acknowledging similar instruments in future by certain persons.

Was taken up and read the third time in full and put upon its passage.

Upon call of the roll on Senate Bill No. 26—

The vote was:

Yeas—Messrs. Carson, Crill Denham, MacWilliams, Neel, Rouse and Wilson of 7th—8.

Nays—Mr. President, Messrs. Baker, Blitch, Broome, Butler, Cottrell, Crews, Harris, Kirk, Law, Myers, McCaskill, McCreary, Palmer of 14th, Peacock and Wadsworth—16..

So the bill failed to pass.

Senate Bill No. 28:

A bill to be entitled an act to amend Section 3 of Chapter 4047 of the Acts of the Legislature of Florida, of 1891, the same being entitled an act to amend an act entitled an act to provide for the appointment of a Board of Examiners, and to regulate the practice of dentistry in the State of Florida, being Chapter 4047 of the Laws of Florida, approved May 25, A. D. 1891.

Was taken up.

Mr. Blitch moved to indefinitely postpone Senate Bill No. 28.

Which was agreed to.

Senate Bill No. 54:

A bill to be entitled an act to repeal an act entitled "An act to authorize the county of Monroe to bond itself in the sum of \$500,000, for the purpose of constructing a public highway and necessary trestling and draw bridges to connect the island of Key West with Key Largo," approved May 25, 1895, being Chapter 4443 of the Laws of Florida.

Was taken up and read the third time in full and put upon its passage.

Upon call of the roll on Senate Bill No. 54—

The vote was:

Yeas—Messrs. Adams, Baker, Blitch, Broome, Butler, Carson, Cottrell, Crews, Crill, Denham, Harris, Kirk, Law, Myers, McCaskill, McCreary, Neel, O'Brien, Palmer of 14th, Peacock, Rouse, Wilson of 4th, Wilson of 7th and Wadsworth—24.

So the bill passed, title as stated.

Senate Bill No. 27:

A bill to be entitled an act to amend paragraph 2 of Section 1458 of the Revised Statutes of Florida, relating to appeals operating as supersedeas.

Was taken up.

Mr. McCreary moved that Senate Bill No. 27 be placed back on second reading for amendment.

Which was agreed to.

Senate Bill No. 52:

A bill to be entitled an act to amend Section 6 of an act entitled "An act to prescribe the powers of the Board of Commissioners of Pilotage and Port Wardens in and for the ports of this State, approved June 12, 1891, being Chapter 4046 of the Laws of Florida.

Was taken up and read the third time in full and put upon its passage.

Upon call of the roll on Senate Bill No. 52—

The vote was:

Yeas.—Messrs. Baker, Blitch, Butler, Carson, Crews, Crill, Denham, Dimick, Harris, Kirk, Law, Myers, McCreary, MacWilliams, Neel, O'Brien, Palmer of 14th, Peacock, Rogers, Rouse, Sams, Wilson of 4th and Wilson of 7th—23.

Nays—None.

So the bill passed, title as stated.

Messrs. Adams, Wilson of 7th and McCaskill, members on the part of the Senate on joint committee for redistricting the State for members of Congress, were excused from further attendance this afternoon on account of a committee meeting.

Senate Bill No. 11:

A bill to be entitled an act prohibiting killing, capturing or shooting any deer, alligator, crocodile, water-fowl, or any wild bird (except crows), within one mile of the incorporated town of West Palm Beach, Florida.

Was taken up and read the third time in full and put upon its passage.

Upon call of the roll on Senate Bill No. 11—

The vote was:

Yeas—Mr. President, Messrs. Baker, Blitch, Broome, Butler, Carson, Cottrell, Crews, Crill, Denham, Dimick, Harris, Kirk, Law, Myers, McCreary, MacWilliams, Neel, O'Brien, Palmer of 14th, Peacock, Rogers, Rouse, Sams and Wilson of 4th—25.

Nays—None.

So the bill passed, title as stated.

Senate Bill No. 46:

A bill to be entitled an act to amend Section 145 of the Revised Statutes of Florida, relating to bond and oath of office of the Commissioner of Agriculture.

Was taken up and read the third time in full and put upon its passage.

Upon call of the roll on Senate Bill No. 46—

The vote was:

Yeas—Messrs. Baker, Blitch, Broome, Butler, Carson, Cot-

trell, Crews, Denham, Dimick, Harris, Kirk, Law, Myers, MacWilliams, Neel, O'Brien, Peacock, Rogers and Rouse—19.

Nays—Messrs. Crill, Sams and Wilson of 4th—3.

So the bill passed, title as stated.

Senate Joint Resolution No. 72:

Senate Joint Resolution relating to the election of United States Senators by the people.

Was taken up and read the third time in full and put upon its passage.

Upon call of the roll on Senate Joint Resolution No. 72—

The vote was:

Yeas—Mr. President, Merris, Baker, Blitch, Broome, Butler, Carson, Cottrell, Crews, Crill, Denham, Dimick, Harris, Kirk, Law, Myers, McCreary, MacWilliams, Neel, O'Brien, Palmer, Peacock, Rogers, Rouse, Sams and Wilson of 4th—25.

Nays—None.

So the Joint Resolution passed, title as stated.

By permission—

Mr. MacWilliams introduced the following Concurrent Resolution:

Senate Concurrent Resolution No. 11:

Be it resolved by the Senate, the House of Representatives concurring, That a joint committee be appointed, three upon the part of the House of Representatives and two upon the part of the Senate, to whom shall be referred all bills having for their purpose the enactment of a primary election law.

Which was read the first time and laid over under the rules.

Mr. Kirk moved to adjourn.

Which was agreed to.

Whereupon the Senate stood adjourned till 10 o'clock a. m. to-morrow.